



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

REGION 10

1200 Sixth Avenue, Suite 900  
Seattle, Washington 98101-3140

OCT 26 2016

OFFICE OF  
COMPLIANCE AND ENFORCEMENT

Reply to: OCE-101

**CERTIFIED MAIL -- RETURN RECEIPT REQUESTED**

EPA WARNING LETTER

Mr. Rob Wiskerchen  
Plant Manager  
Reser's Fine Foods, Inc.  
5310 North Industrial Way  
Pasco, Washington 99301

Re: Inspection of Risk Management Program (RMP)  
EPA RMP Facility ID# 1000 0015 0515

Dear Mr. Wiskerchen:

On April 14, 2016, the U.S. Environmental Protection Agency (EPA) conducted an inspection of the Reser's Fine Foods, Inc. – Pasco Plant facility located at 5310 North Industrial Way, Pasco, Washington. The purpose of the inspection was to evaluate compliance with Section 112(r) of the Clean Air Act also known as the Risk Management Program (RMP). The RMP inspection was conducted pursuant to the authorities under Section 112(r) and Section 114 of the Clean Air Act. Listed below are the areas of concern identified by EPA:

1. **Process Hazard Analysis:** Reser's Fine Foods, Inc. (Reser's) failed to: establish a system to promptly address the team's findings and recommendations; assure that the recommendations are resolved in a timely manner and documented; develop a written schedule of when these actions are to be completed, as required by 40 C.F.R. § 68.67(e). Reser's PHA dated December 2012 did not develop a written schedule assigning a due date in completing action items to assure findings and recommendation have been resolved in a timely manner. Reser's PHA was only tracking who was assigned for the action items and the date the action item was completed.
2. **Operating Procedure:** Reser's written operating procedures failed to address the steps required to correct or avoid deviation from operating limits, as required by 40 C.F.R. § 68.69(a)(2)(ii). Reser was unable to produce documentation that their written operating procedures address the steps required to correct or avoid deviation from operating limits for the ammonia refrigeration process equipment.
3. **Compliance Audit:** Reser's failed to promptly determine and document an appropriate response to each of the findings of the audit and documented that deficiencies had been corrected, as required by 40 C.F.R. § 68.79(d). Reser's 2015 Compliance Audit report did not document that the deficiencies have been corrected.

4. The following area of concern was identified by the EPA inspectors during the facility tour:  
Peeling paint and corrosion was observed on the ammonia piping located outside behind the condenser tower. Reser must address the corrosion on this process equipment with a protective coating to prevent further corrosion that could cause an ammonia release.

Please provide the documentation to substantiate that the areas of concern listed above have been corrected. A copy of the documents must be sent to Javier Morales, RMP Coordinator, within 14 days of your receipt of this letter. The documents may be sent via e-mail, fax or mail.

Javier Morales, RMP Coordinator  
U.S. EPA Region 10  
1200 Sixth Avenue, Suite 900, OCE-101  
Seattle, WA 98101

Please refer to the document *General Risk Management Program Guidance* for additional information pertaining to the areas of concern addressed above. This guidance document can be found on EPA's website at:

<http://www.epa.gov/rmp/guidance-facilities-risk-management-programs-rmp>

We urge you to take the steps necessary to address these concerns and to ensure that all aspects of your operation are conducted in accordance with all applicable federal, state, and local requirements. If in the future, additional violations are identified and/or corrections to the identified concerns are not made, EPA may proceed with enforcement action. If you have any questions about the inspection or the Risk Management Program, please contact Javier Morales, RMP Coordinator, at (206) 553-1255 or [morales.javier@epa.gov](mailto:morales.javier@epa.gov).

Sincerely,



Kelly McFadden, Manager  
Pesticides and Toxics Unit